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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/695,661

10/28/2003

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117163.00094

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21324 7590 04/23/2008
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EXAMINER

REIDEL, JESSICA L

ART UNIT

PAPER NUMBER

3766

NOTIFICATION DATE

DELIVERY MODE

04/23/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner suggested Applicant amend Claim 1 such that it positively recites those elements of which the claimed invention allegedly "does not rely" (see page 14 of the April 2, 2008 Remarks). The Examiner also suggested Applicant Amend Claim 1 such that the language positively requires that the "means for monitoring stimulation outcome" measure the voltage or current during a time interval being between 0 milliseconds and 10 milliseconds after delivery of stimulation in order to overcome the rejections of Claims 1, 3, 4, 8, 40, 43, 46, 47 and 50-52 under 35 U.S.C. 103(a) as being unpatentable over Prutchi in view of Meier (see the Final Rejection of February 6, 2008). Applicant agreed to make the suggested amendments and faxed a proposed Amendment of Claim 1 to the Examiner for review and for use as a basis for a possible Examiner's Amendment of Claim 1 (see Applicant's Fax attached hereint). The Examiner notes that although the proposed Amendments agreed upon would overcome the rejections applied against the claims using Prutchi in view of Meier, upon conducting a subsequent search it appears that Molin (U.S. 2002/0123773) may be applicable for use in rejection of the proposed amended Claim 1. Molin expressly discloses of measuring a voltage drop over time at a tank capacitor during a time interval immediately following delivery of a stimulation pulse (i.e. during a time interval starting at 0 milliseconds and continuing until the end of the pulse) without use of active measurement pulses from an active current source or an active voltage source.